IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORIGINAL SIDE

INCOME TAX APPEAL NO.261 OF 2002

The Commissioner of Income tax,
Mumbai City I, Mumbai. Appellant

vs.

M/s. Hindustan Conductors Ltd. Respondent

Mr. K. R. Chaudhary i/b. Mr. H. D. Rathod for the appellant.

CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ.

DATED : 16th August 2004

P.C.

The learned counsel for the revenue submits that the controversy raised in the appeal is concluded by the judgment of the Supreme Court in the case of Commissioner of Income-tax v. Indo Nippon Chemicals Co. Ltd., 261 ITR 275. The learned counsel submits that in view thereof, the revenue does not intend to press the appeal and he may be allowed to withdraw the appeal.

2. Allowed to be withdrawn.

3. Refund of court fee as per law.

(R.M. LODHA, J.)

(J.P. DEVADHAR,J.)